

JUL 28 2008

PTO/SB/21 (01-08)

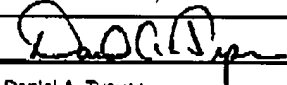
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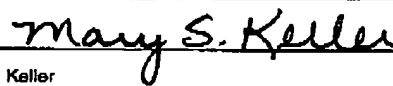
| | | |
|---|------------------------|-------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/658,679 |
| | Filing Date | 09/09/2003 |
| | First Named Inventor | Michael John Shea |
| | Art Unit | 2616 |
| | Examiner Name | Melvin C. Marcelo |
| Total Number of Pages in This Submission | Attorney Docket Number | 3917 |

| ENCLOSURES (Check all that apply) | | |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Statement Under 37 CFR 3.73(b) |
| Remarks | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|---|----------|--------|
| Firm Name | BECK & TYSVER, P.L.L.C. | | |
| Signature |  | | |
| Printed name | Daniel A. Tysver | | |
| Date | July 28, 2008 | Reg. No. | 35,726 |

CERTIFICATE OF TRANSMISSION/MAILING

| | | | |
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| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: | | | |
| Signature |  | | |
| Typed or printed name | Mary S. Keller | Date | 7-28-08 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

JUL 28 2008

PTO/SB/82

| | | |
|---|------------------------|-------------------|
| REVOCAION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS | Application Number | 10/658,679 |
| | Filing Date | 9/9/2003 |
| | First Named Inventor | Michael John Shea |
| | Art Unit | 2616 |
| | Examiner Name | Melvin C. Marcelo |
| | Attorney Docket Number | 3917 |

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A power of Attorney is submitted herewith

☒ I hereby appoint the practitioners associated with the Customer Number:

21834

☒ Please change the correspondence address for the above-identified application to:

☒ The address associated with Customer Number

21834

OR

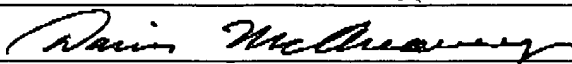
| | | | | | |
|--|----------------------------------|-------|-----------------|-----|-------|
| <input type="checkbox"/> Firm or Individual Name | BECK & TYSVER, P.L.L.C. | | | | |
| Address | 2900 Thomas Avenue S., Suite 100 | | | | |
| City | Minneapolis | State | MN | Zip | 55416 |
| Country | USA | | | | |
| Telephone | 612-915-9633 | Email | info@bitlaw.com | | |

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

| | | | |
|-----------|---|-----------|--------------|
| Signature |  | | |
| Name | Darin P. McAreavey | | |
| Date | 7/14/08 | Telephone | 952-983-3161 |

Note: Signatures of all the inventors or assignees of record of the entire interest of their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

*Total of forms are submitted

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JUL 28 2008
PTO/SB/96

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Xiotech CorporationApplication No./Patent No.: 10/658,679Filed/Issue Date: 9/9/2003Entitled: Method, Apparatus and Program Storage Device for Verifying Existence of a Redundant Fibre Channel PathXiotech Corporation
(Name of Assignee)a Corporation
(Type of Assignee, e.g., corporation, partnership, etc.)

states that it is

1. ☒ the assignee of the entire right, title, and interest; or2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 014792, Frame 0007, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:1. From _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____ Frame _____, or for which a copy thereof is attached.2. From _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____ Frame _____, or for which a copy thereof is attached.3. From _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____ Frame _____, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



Signature

Darin P. McAreavey

Printed or Typed Name

Chief Financial Officer

Title

7/11/08

Date

952-983-3161

Telephone Number